IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.P.BALACHANDRAN

TUESDAY, THE 13TH MARCH 2007 / 22ND PHALGUNA 1928

CRP.No. 25 of 2007

OPELE.63/1999 of DISTRICT COURT, KASARAGOD

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REVN. PETITIONER/RESPONDENT:

KERALA STATE ELECTRICTY BOARD,
REP.BY ITS SECRETARY, VYDYUTHI BHAVAN,
PATTOM, KASARAGOD.

BY ADV. SRI.C.K.KARUNAKARAN, SC FOR KSEB

RESPONDENTS/PETITIONERS:

SRI.PARAMESWARAN VAZHUNAVAR (DIED).

SUPPL. SRI.NARAYANAN VAZHUNAVAR,
S/O.NARAYANAN VAZHUNAVAR, 73 YEARS,
ALANTHATTA, PO KAYYUR, VIA. CHEUVATHUR.

BY ADV. SRI.T.K.VIPINDAS

THIS CIVIL REVISION PETITION HAVING BEEN FINALLY HEARD ON 13/03/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

K.P. Balachandran, J.

C.M.Appl.No.28 of 2007 &

C.R.P.No. 25 of 2007

ORDER

C.M.Appl.No.28/07

This is an application seeking for condonation of delay of 163 days in filing the Civil Revision petition. In the affidavit filed by the Assistant Executive Engineer of the petitioner Board, in support of the application for condonation of delay, what is stated is that after receipt of a certified copy of the impugned order, sanction had to be obtained from the Board for filing the CRP and in this process there occurred a delay of 163 days in filing the revision petition and the said delay is due to administrative exigencies. There is no mention in the affidavit as to when copy of award was applied for, when it was obtained, when the copy was forwarded to the Board and when sanction was obtained. Without disclosing all those details, the mere statement that the delay occurred

in the process of obtaining sanction and that was due to administrative exigencies cannot be accepted as sufficient cause for condonation of delay of 163 days in filing the revision petition.

In the result, I dismiss this C.M.Application.

C.R.P.No.25/07

C.M. Application No.28/07 seeking for condonation of delay of 163 days in filing the revision petition is dismissed. Consequently, this CRP, filed out of time, is not maintainable and is dismissed.

13th March, 2007 (K.P.Balachandran, Judge)

tkv